

EXHIBIT A

The Honorable Benjamin H. Settle

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON AT SEATTLE**

DALE GARCIA and JANA
ARCHAMBEAU, husband and wife,

Plaintiffs,

v.

THOMAS BENENATI and LORETTA BENENATI, husband and wife and the marital community thereof; RYAN LAYTON and JANE DOE LAYTON, husband and wife and the marital community thereof; ROBERT INGRAM and JANE DOE INGRAM, husband and wife and the marital community thereof; HEATH YATES and JANE DOE YATES, husband and wife and the marital community thereof; MATT NILES and JANE DOE NILES, husband and wife and the marital community thereof; STATE OF WASHINGTON; WASHINGTON STATE PARKS AND RECREATION COMMISSION; JOHN and JANE DOES 1-20 and the marital communities thereof, and ABC CORPORATIONS 1-10.

Defendants.

No. 3:19-cv-05597-BHS

INDIVIDUAL DEFENDANTS' FIRST
INTERROGATORIES AND REQUESTS
FOR PRODUCTION OF DOCUMENTS
TO PLAINTIFF DALE GARCIA AND
PLAINTIFF'S SECOND
SUPPLEMENTAL ANSWERS
THERETO

TO: DALE GARCIA Plaintiff;

AND TO: Mark Leemon, Leemon + Royer, PLLC, and Thomas B. Vertetis, Pfau Cochran Vertetis Amala, PLLC, Attorneys for Plaintiffs

1 ever attended through today's date, state the name and address of each; dates of attendance;
2 and any degree, diploma, certificate or equivalency (GED) granted.

3 **ANSWER:**

4 Yuba City High School, Yuba City, Ca 1976 to 1979 high school diploma
5 Military schooling
6 One school I'm certified in is classified. On need to know basis.
7 Certified in Hydraulics all phases .
8 Interim weapons cargo elevators both at treasure island, Ca 1980 to1981
9 ASE certified master technician 1986 to 1999

10 **INTERROGATORY NO. 3:** List all of your employment, or sources of income, for
11 the preceding eight (8) years including the name, address and telephone number of each
12 employer; dates of employment; job duties; salary or income; the name, address, and
13 telephone number of your direct supervisor.

14 **ANSWER:**

15 Last 10 years:
16 Premium Pole Buildings
17 21212 Roth Rd. Ridgefield,Wa
18 360-607-1153
19 I'm lead man
\$20.00 per hour.
Doug Roth owner

20 **INTERROGATORY NO. 4:** Have you ever been arrested for, charged with, or
21 convicted of any crime? If so, state the nature of the crime or charge, the police agency
22 involved, the date of arrest and/or conviction, and court names, and cause number.

23 **ANSWER:**

24 11/14/02 Case No. 02C50890 Driving uninsured
25
26 10/29/04 Case No. 04C52841 Endanger Welfare Minor (Dismissed); Marion County Circuit
27

1 Court, Agency: ORS
2 11/9/05 Convicted of Assault 4, Marion Co. Circuit Court, Oregon
3 3/2/06 Case No. 06C42581 Marion County Circuit Court Possess Meth; agency ORS
4 7/24/06 Case No. 05C53748 Assault 4, Marion Co. Circuit Court, Agency: ORS
5 5/30/14 Case No. 4Z0243423 No valid Oper License with Valid ID
6 6/15/17 Case No. 7Z0782220 DWLS 3rd Degree, Battle Ground Muni Ct
7 6/15/17 Case No. 5Z0171364 No Driver's License on Person, Battle Ground Muni Ct.
8 3/15/18 Case No. 7Z08950556, False statement to public servant, Battle Ground Mun. Ct.
9 3/15/18 Case No. 7Z0865881, DWLS 3rd Degree

10 **SUPPLEMENT 9/8/20:**

11 4/5/06 Case No. 3:06-cr-00141-RE-1, U.S. District Court, Oregon. Bank Robbery.

12 **REQUEST FOR PRODUCTION NO. 1:** Please provide documents relating to your
13 answers above.

14 **RESPONSE:**

15 See attached.

16 **INTERROGATORY NO. 5:** Are you claiming medical, or mental health care
17 expenses as a result of these incidents? If yes, please set forth in your claim in detail,
18 describing each loss and stating the claimed amount.

19 **ANSWER:**

20 Yes.

21 **REQUEST FOR PRODUCTION NO. 2:** Please provide documents reflecting the
22 losses described above.

23 **RESPONSE:**

24 Medical records have been provided. I do not have wage loss information at this time.

25
26 **INTERROGATORY NO. 6:** Are you claiming lost past or future wages or income

1 all of your criminal prosecutions and convictions.

2 **RESPONSE:**

3 Redundant to RFP 1.

5 **REQUEST FOR PRODUCTION NO. 11:** Produce any and all audio recordings or
6 files that relate to the incident at issue or to your damages.

7 **RESPONSE:**

8 None that I know of

10 **REQUEST FOR PRODUCTION NO. 12:** Produce any and all video recordings or
11 files that relate to the incident at issue or to your damages.

12 **RESPONSE:**

13 None that I know of

15 **REQUEST FOR PRODUCTION NO. 13:** Produce any and all photographs that
16 relate to the incident at issue or to your damages.

17 **RESPONSE:**

18 None that I recall other than medical records and what was posted on Facebook (see
19 attached response to RFP #9).

21 2nd Supplemental Answers and Responses dated: 9/8/20

23 
24

25 _____
26 Mark Leemon, WSBA # 5005
27 Attorneys for Plaintiffs

DECLARATION OF SERVICE

I declare under penalty of perjury under the laws of the State of Washington that on the below date, a true and correct copy of the foregoing was served upon the parties listed below via the method indicated:

Defendant's Attorney:

Stewart A. Estes
KEATING, BUCKLIN & McCORMACK, INC.
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E-mail United States Mail Legal Messenger

Attorneys for Plaintiffs

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Fax: 253-627-0654
Email: tom@pcvalaw.com
 E-mail United States Mail

E-mail United States Mail Legal Messenger

DATED 9/9/20.

Diane Oggian
Diane Oggian, Paralegal

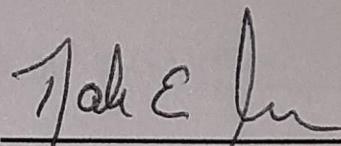
1
2
3 CERTIFICATION OF PARTY

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6 DALE GARCIA, deposes and says:

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I am a plaintiff in the above-entitled action, have read the within and foregoing Plaintiff's Second Supplement to Individual Defendants' First Interrogatories and Requests for Production of Documents Answers and Responses; know the contents thereof; and believe the same to be true.

I declare under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct.

Signed this 8 day of September, 2020, at Vancouver, Washington.



DALE GARCIA

1. CRIMINAL RECORD

Name: DALE ERIC GARCIA

Date of birth: [REDACTED] 61

State: WA

Sex: Male

Offense Details

Case Number: 7Z0865881

Date: 07/11/2017

Court Details

Case Number: 7Z0865881

Date: 03/15/2018

Description: BATTLE GROUND MUNICIPAL COURT

Disposition: GUILTY

Level: TRAFFIC

Offense: DWLS 3RD DEGREE

2. CRIMINAL RECORD

Name: DALE ERIC GARCIA

Date of birth: [REDACTED] 61

State: WA

Sex: Male

Offense Details

Case Number: 7Z0821008

Date: 07/05/2017

Court Details

Case Number: 7Z0821008

Date: 03/15/2018

Description: BATTLE GROUND MUNICIPAL COURT

Disposition: GUILTY

Level: TRAFFIC

Offense: DWLS 3RD DEGREE

3. CRIMINAL RECORD

Name: DALE ERIC GARCIA

Date of birth: [REDACTED] 61

State: WA

Sex: Male

Offense Details

Case Number: 7Z0850555

Date: 07/02/2017

Court Details

Case Number: 7Z0850555

Date: 03/15/2018

Description: BATTLE GROUND MUNICIPAL COURT

Disposition: AMENDED

Level: TRAFFIC

Offense: DWLS 3RD DEGREE

Offense Details

Case Number: 7Z0850555

Date: 07/02/2017

Court Details

Case Number: 7Z0850555

Date: 03/15/2018

Description: BATTLE GROUND MUNICIPAL COURT

Disposition: COMMITTED

Level: TRAFFIC

Offense: NO DRIVER'S LICENSE ON PERSON

4. CRIMINAL RECORD

Name: DALE ERIC GARCIA

Date of birth: [REDACTED] 61

State: WA

Sex: Male

Offense Details

Case Number: 7Z0850556

Date: 07/02/2017

Court Details

Case Number: 7Z0850556

Date: 03/15/2018

Description: BATTLE GROUND MUNICIPAL COURT

Disposition: GUILTY

Offense: FALSE STATEMENT TO PUBLIC SERVANT

5. CRIMINAL RECORD

Name: DALE ERIC GARCIA

Date of birth: [REDACTED] 61

State: WA

Sex: Male

Offense Details

Case Number: 7Z0782220

Date: 06/08/2017

Court Details

Case Number: 7Z0782220

Date: 06/15/2017

Description: BATTLE GROUND MUNICIPAL COURT

Disposition: AMENDED

Level: TRAFFIC

Offense: DWLS 3RD DEGREE

Offense Details

Case Number: 7Z0782220

Date: 06/08/2017

Court Details

Case Number: 7Z0782220

Date: 06/15/2017

Description: BATTLE GROUND MUNICIPAL COURT

Disposition: COMMITTED

Level: TRAFFIC

Offense: NO DRIVER'S LICENSE ON PERSON

6. CRIMINAL RECORD

Name: DALE ERIC GARCIA

Date of birth: [REDACTED] 61

State: WA

Sex: Male

Offense Details

Case Number: 5Z0171364

Date: 05/10/2015

Court Details

Case Number: 5Z0171364

Date: 06/15/2017

Description: BATTLE GROUND MUNICIPAL COURT

Disposition: AMENDED

Level: TRAFFIC

Offense: DWLS 3RD DEGREE

Offense Details

Case Number: 5Z0171364

Date: 05/10/2015

Court Details

Case Number: 5Z0171364

Date: 06/15/2017

Description: BATTLE GROUND MUNICIPAL COURT

Disposition: COMMITTED

Level: TRAFFIC

Offense: NO DRIVER'S LICENSE ON PERSON

7. CRIMINAL RECORD

Name: DALE ERIC GARCIA

Date of birth: [REDACTED] 61

State: WA

Sex: Male

Offense Details

Case Number: 4Z0243423

Date: 02/04/2014

Court Details

Case Number: 4Z0243423

Date: 05/30/2014

Description: BATTLE GROUND MUNICIPAL COURT

Disposition: AMENDED

Level: TRAFFIC

Offense: DWLS 3RD DEGREE

Offense Details

Case Number: 4Z0243423

Date: 02/04/2014

Court Details

Case Number: 4Z0243423

Date: 05/30/2014

Description: BATTLE GROUND MUNICIPAL COURT

Disposition: COMMITTED

Level: TRAFFIC

Offense: NO VALID OPER LICENSE WITH VALID ID

8. CRIMINAL RECORD

Name: DALE ERIC GARCIA

Date of birth: [REDACTED] 61

State: OR

Weight: 135

Hair: BROWN

Eyes: BROWN

Race: WHITE

Sex: Male

Offense Details

Case Number: 06C42581

Date: 03/02/2006

Court Details

Case Number: 06C42581

Description: MARION CO CIRCUIT COURT

Disposition: Status:CHARGE REPLACED 20060315

Offense: ROBBERY-1

Arrest Details

Agency: ORS

Offense Details

Case Number: 06C42581

Date: 03/02/2006

Court Details

Case Number: 06C42581

Description: MARION CO CIRCUIT COURT

Disposition: Status:JUDGMENT DISMISSAL CRIMINAL 20060

Offense: ROBBERY-2

Arrest Details

Agency: ORS

Offense Details

Case Number: 06C42581

Date: 03/02/2006

Court Details

Case Number: 06C42581

Description: MARION CO CIRCUIT COURT

Disposition: Status:CHARGE REPLACED 20060315

Offense: POSSESS METH

Arrest Details

Agency: ORS

Offense Details

Case Number: 06C42581

Date: 03/02/2006

Court Details

Case Number: 06C42581

Description: MARION CO CIRCUIT COURT

Disposition: Status:JUDGMENT DISMISSAL CRIMINAL 20060

Offense: POSSESS METH

Arrest Details

Agency: ORS

9. CRIMINAL RECORD

Name: DALE ERIC GARCIA

Date of birth: [REDACTED] 61

State: OR

Offense Details

Case Number: 05C53748

Date: 11/09/2005

Court Details

Case Number: 05C53748

Date: 07/24/2006

Description: MARION CO CIRCUIT COURT

Disposition: JUDGMENT SENTENCE Status:CONVICTED 20060724

Offense: ASSAULT-4

Arrest Details

Agency: ORS

10. CRIMINAL RECORD

Name: DALE ERIC GARCIA

Date of birth: [REDACTED] 61

State: OR

Weight: 185

Hair: BROWN

Race: WHITE

Sex: Male

Offense Details

Case Number: 04C52841

Date: 10/29/2004

Court Details

Case Number: 04C52841

Description: MARION CO CIRCUIT COURT

Disposition: Status:DISMISSED 20050411

Offense: ENDANGER WELFARE MINOR

Arrest Details

Agency: ORS

11. CRIMINAL RECORD

Name: DALE ERIC GARCIA

Date of birth: [REDACTED] 61

State: OR

Race: WHITE

Offense Details

Case Number: 02C50890

Date: 09/24/2002

Court Details

Case Number: 02C50890

Date: 11/14/2002

Description: MARION CO CIRCUIT COURT

Disposition: JUDGMENT FTA

Offense: DRIVING UNINSURED

Arrest Details

Agency: ORS

Offense Details

Case Number: 02C50890

Date: 09/24/2002

Court Details

Case Number: 02C50890

Date: 11/14/2002

Description: MARION CO CIRCUIT COURT

Disposition: JUDGMENT FTA

Offense: DWS/VIOLATION

Arrest Details

Agency: ORS

12. CRIMINAL RECORD

Name: DALE ERIC GARCIA

Date of birth: [REDACTED] 61

State: OR

Weight: 135

Hair: BROWN

Eyes: BROWN

Race: WHITE

Sex: Male

Offense Details

Case Number: 98C44101

Date: 04/03/1998

Court Details

Case Number: 98C44101

Description: MARION CO CIRCUIT COURT

Offense: POSS CONTROLLED SUB 2

Arrest Details

Agency: ORS

Offense Details

Case Number: 98C44101

Date: 04/03/1998

Court Details

Case Number: 98C44101

Description: MARION CO CIRCUIT COURT

Offense: PROH ACTS/CTR SUB/SCH II

Arrest Details

Agency: ORS

Offense Details

Case Number: 98C44101

Date: 04/03/1998

Court Details

Case Number: 98C44101

Description: MARION CO CIRCUIT COURT

Offense: THEFT-3

Arrest Details

Agency: ORS

13. CRIMINAL RECORD

Name: DALE ERIK GARCIA

Date of birth: [REDACTED] 61

State: OR

Weight: 135

Hair: BROWN

Eyes: BROWN

Race: WHITE

Sex: Male

Offense Details

Case Number: 97C21208

Date: 08/19/1997

Court Details

Case Number: 97C21208

Date: 08/21/1998

Description: MARION CO CIRCUIT COURT

Disposition: JUDGMENT SUSPENDED IMPOSITION

Offense: FELON POSSESS FIREARM

Arrest Details

Agency: ORS

Offense Details

Case Number: 97C21208

Date: 08/19/1997

Court Details

Case Number: 97C21208

Date: 08/21/1998

Description: MARION CO CIRCUIT COURT

Disposition: JUDGMENT SUSPENDED IMPOSITION

Offense: POSS CONTROLLED SUB 2

Arrest Details

Agency: ORS

14. CRIMINAL RECORD

Name: DALE ERIC GARCIA

Date of birth: [REDACTED] 61

State: OR

Offense Details

Case Number: 95C22870

Date: 09/14/1995

Court Details

Case Number: 95C22870

Date: 08/18/1998

Description: MARION CO CIRCUIT COURT

Disposition: PROBATION VIO DISPOSITION

Offense: FAILURE TO APPEAR-1

Arrest Details

Agency: ORS

Offense Details

Case Number: 95C22870

Date: 09/14/1995

Court Details

Case Number: 95C22870

Date: 03/05/1996

Description: MARION CO CIRCUIT COURT

Disposition: SENTENCE PRESUMPTIVE

Offense: FAILURE TO APPEAR-1

Arrest Details

Agency: ORS

Offense Details

Case Number: 95C22870

Date: 06/22/1995

Court Details

Case Number: 95C22870

Date: 08/18/1998

Description: MARION CO CIRCUIT COURT

Disposition: PROBATION VIO DISPOSITION

Offense: FAILURE TO APPEAR-1

Arrest Details

Agency: ORS

Offense Details

Case Number: 95C22870

Date: 06/22/1995

Court Details

Case Number: 95C22870

Date: 03/05/1996
Description: MARION CO CIRCUIT COURT
Disposition: SENTENCE PRESUMPTIVE
Offense: FAILURE TO APPEAR-1

Arrest Details

Agency: ORS

15. CRIMINAL RECORD

Name: DALE ERIC GARCIA

Date of birth: [REDACTED] 61

State: OR

Weight: 130

Hair: BROWN

Eyes: BROWN

Race: WHITE

Sex: Male

Offense Details

Description: POSSESS CONTROL SUB - SCH II

Type: Department Of Correction

Level: F

Sentence: Sentence Type : PROBATION SENTENCE Sent Start Date: 19980818 Sent End Date: 20000217

Maximum Term: 18Months

Case Number: 94C20305

Date: 02/09/1994

Court Details

Case Number: 94C20305

Date: 03/05/1996

Description: MARION CO CIRCUIT COURT

Disposition: JUDGMENT ON PROBATION

Offense: MANU/DEL CNTRLD SUB-SC 2

Arrest Details

Date: 02/09/1994

Agency: ORS

Level: FC

Offense: POSSESS CONTROL SUB - SCH II

Offense Details

Case Number: 94C20305

Date: 02/09/1994

Court Details

Case Number: 94C20305

Date: 03/05/1996

Description: MARION CO CIRCUIT COURT

Disposition: JUDGMENT ON PROBATION

Offense: POSS CONTROLLED SUB 2

Arrest Details

Date: 02/09/1994

Agency: ORS

Offense Details

Case Number: 94C20305

Date: 02/09/1994

Court Details

Case Number: 94C20305

Date: 03/31/1997

Description: MARION CO CIRCUIT COURT

Disposition: MODIFICATION OF SENTENCE

Offense: POSS CONTROLLED SUB 2

Arrest Details

Date: 02/09/1994

Agency: ORS

Offense Details

Case Number: 94C20305

Date: 02/09/1994

Court Details

Case Number: 94C20305

Date: 08/18/1998

Description: MARION CO CIRCUIT COURT

Disposition: PROBATION VIO DISPOSITION

Offense: POSS CONTROLLED SUB 2

Arrest Details

Date: 02/09/1994

Agency: ORS

Offense Details**Case Number:** 94C20305**Date:** 02/09/1994**Court Details****Case Number:** 94C20305**Date:** 04/28/1994**Description:** MARION CO CIRCUIT COURT**Disposition:** SENTENCE PRESUMPTIVE**Offense:** POSS CONTROLLED SUB 2**Arrest Details****Date:** 02/09/1994**Agency:** ORS**Offense Details****Description:** FAIL TO APPEAR I**Type:** Department Of Correction**Level:** F**Sentence:** Sentence Type : PROBATION SENTENCE Sent Start Date: 19960305 Sent End Date: 20011118**Maximum Term:** 5Years 8Months 14Days**Case Number:** 95C22870/01**Arrest Details****Level:** FC**Offense:** FAIL TO APPEAR I**Offense Details****Description:** FIREARM - EX-CON POSSESS**Type:** Department Of Correction**Level:** F**Sentence:** Sentence Type : PROBATION SENTENCE Sent Start Date: 19980818 Sent End Date: 20010817**Maximum Term:** 36Months**Case Number:** 97C21208/01**Arrest Details****Level:** FC**Offense:** FIREARM - EX-CON POSSESS

16. CRIMINAL RECORD

Name: DALE ERIC GARCIA

Date of birth: [REDACTED] 61

State: OR

Weight: 135

Hair: BROWN

Eyes: BROWN

Race: WHITE

Sex: Male

Offense Details

Description: POSSESS CONTROL SUB - SCH II

Type: Department Of Correction

Level: F

Sentence: Sentence Type : PROBATION SENTENCE Sent Start Date: 19980818 Sent End Date: 20000217

Maximum Term: 18Months

Case Number: 94C20305

Arrest Details

Level: FC

Offense: POSSESS CONTROL SUB - SCH II

Offense Details

Description: POSSESS CONTROL SUB - SCH II

Type: Department Of Correction

Level: F

Sentence: Sentence Type : PROBATION SENTENCE Sent Start Date: 19940428 Sent End Date: 20011118

Maximum Term: 7Years 6Months 22Days

Case Number: 94C20305

Arrest Details

Level: FC

Offense: POSSESS CONTROL SUB - SCH II

Offense Details

Description: FAIL TO APPEAR I

Type: Department Of Correction

Level: F

Sentence: Sentence Type : PROBATION SENTENCE Sent Start Date: 19960305 Sent End Date: 20011118

Maximum Term: 5Years 8Months 14Days

Case Number: 95C22870/01

Arrest Details

Level: FC

Offense: FAIL TO APPEAR I

Offense Details

Description: FIREARM - EX-CON POSSESS

Type: Department Of Correction

Level: F

Sentence: Sentence Type : PROBATION SENTENCE Sent Start Date: 19980818 Sent End Date: 20010817

Maximum Term: 36Months

Case Number: 97C21208/01

Arrest Details

Level: FC

Offense: FIREARM - EX-CON POSSESS

Bankruptcies

1 | Bankruptcy Records

1. BANKRUPTCY

Case Number: 0062561
Filing Date: 05/08/2000
Discharge Date: 08/25/2000
Chapter: 7
Filing Type: INDIVIDUAL
Disposition: Discharged
Court: OREGON - EUGENE
State: OR

Attorneys

Address: 805 Liberty St NE Ste 3 Salem, OR 97301
Name: LARRY J MOLINARI
Address: 805 Liberty St NE Ste 3 Salem, OR 97301
Address: 805 Liberty St NE Ste 3 Salem, OR 97301
Name: LARRY J MOLINARI
Address: 805 Liberty St NE Ste 3 Salem, OR 97301

Debtors

Name: DALE E GARCIA
Address: 1355 Hoffman Rd NE Salem, OR 97301
Name: PATRICE A GARCIA
Address: 1355 Hoffman Rd NE Salem, OR 97301
Name: DALE E GARCIA
Address: 1355 Hoffman Rd NE Salem, OR 97301
Name: PATRICE A GARCIA
Address: 1355 Hoffman Rd NE Salem, OR 97301

Judgments & Liens

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